Reichert

annual or even quarterly basis for certain imports.

Under this provision, importers who wish to import sugar into the United States outside of the narrow time period specified in the bill would be required to pay the over-quota tariff rate rather than the in-quota tariff rate to which they would otherwise be entitled. Thus, this provision would increase the tariff rate on these imports from 1.46 cents per kilogram to 33.87 cents per kilogram: an increase in the tariff rate of over 2,000 percent.

In effect, this bill changes the tariff classification of these imports because it changes the tariff to which these imports are subject based on when they are imported into the United States. As a result, this language would affect the amount of tariff revenue collected, thus triggering clause 5(a) of rule 21.

Completely egregious in its own right on the merits, the inclusion of this provision also flies smack in the face of the rules of the House and should not be included in the bill today. But, sadly today we are precluded from raising a point of order against this provision as a result of this rule.

Mr. Speaker the rule also contains a self-executing tax increase that will put the squeeze on investment in the U.S. and cost America jobs. Also not considered by the Committee on Ways and Means, this provision, masquerading as a way to keep jobs here, will in fact send jobs overseas.

The practical effect of this amendment is that employers like BASF in Evans City, Pennsylvania will be at a direct disadvantage simply because they have chosen to locate a manufacturing plant in the U.S.—and employ U.S. workers—but have a parent company based in Germany. Similarly, companies throughout my district would be indirectly affected as a result of some of their customers—companies like Honda and Sony among others—being disadvantaged by this provision. In addition, this provision completely disregards obligations made under international tax treaties.

Mr. Speaker, American workers deserve better, American employers deserve better, and our treaty partners deserve better.

I urge a "no" vote on this most misguided rule.

Mr. CARDOZA. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. HASTINGS of Washington. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

Pursuant to clause 8 of rule XX, this 15-minute vote on adoption of House Resolution 574 will be followed by a 5-minute vote on agreeing to the Speaker's approval of the Journal, if ordered.

The vote was taken by electronic device, and there were—yeas 222, nays 202, not voting 8, as follows:

[Roll No. 746]

YEAS-222

Abercrombie

Ackerman

Allen

Andrews

Arcuri

Baldwin

Barrow

Becerra

Berkley

Berman

Bishop (GA)

Bishop (NY)

Blumenauei

Berry

Boren

Boswell

Boucher

Boyd (FL)

Boyda (KS)

Brady (PA)

Braley (IA)

Butterfield

Capps

Capuano

Cardoza

Carney

Carson

Castor

Clay

Chandler

Cleaver

Clyburn

Convers

Costello

Courtney

Cramer

Crowley

Cuellar

Cummings

Davis (AL)

Davis (CA)

Davis (IL)

DeFazio

DeGette

Delahunt

DeLauro

Dicks

Dingell

Doggett

Donnelly

Edwards

Ellison

Ellsworth

Emanuel

Etheridge

Frank (MA)

Gillibrand

Engel

Eshoo

Farr

Fattah

Filner

Giffords

Gonzalez

Green, Al

Aderholt

Alexander

Altmire Bachmann

Bachus

Baird

Baker

Biggert

Bilbray

Blunt

Boehner

Bonner

Bilirakis

Barrett (SC)

Barton (TX)

Bishop (UT)

Blackburn

Bartlett (MD)

Akin

Gordon

Doyle

Davis, Lincoln

Cohen

Cooper

Costa.

Carnahan

Brown, Corrine

Bean

Ba.ca.

Green, Gene Napolitano Grijalva Neal (MA) Gutierrez Oberstar Hall (NY) Obey Olver Hare Harman Ortiz Hastings (FL) Pallone Herseth Sandlin Pascrell Higgins Pastor Hill Payne Hinchey Perlmutter Peterson (MN) Hinoiosa Hirono Pomeroy Hodes Price (NC) Holden Rahall Holt Rangel Honda Reyes Rodriguez Hooley Hover Ross Inslee Rothman Roybal-Allard Israel Jackson (IL) Ruppersberger Jackson-Lee Rush Ryan (OH) (TX) Jefferson Salazar Sánchez, Linda Johnson (GA) Т. Johnson, E. B. Jones (OH) Sanchez, Loretta Kagen Sarbanes Kanjorski Schakowsky Kaptur Schiff Kennedy Schwartz Kildee Scott (GA) Kilpatrick Scott (VA) Kind Serrano Klein (FL) Sestak Kucinich Shea-Porter Langevin Sherman Lantos Shuler Larsen (WA) Skelton Larson (CT) Slaughter Smith (WA) Lee Levin Snyder Lewis (GA) Solis Lipinski Space Loebsack Spratt Lofgren, Zoe Stark Stupak Lowey Lynch Sutton Mahoney (FL) Tanner Tauscher Maloney (NY) Markey Taylor Thompson (CA) Marshall Matheson Thompson (MS) Matsui Tiernev McCarthy (NY) Towns Udall (CO) McCollum (MN) Udall (NM) McDermott McGovern Van Hollen McIntyre Velázquez Visclosky McNulty Meek (FL) Walz (MN) Wasserman Meeks (NY) Melancon Schultz Watson Michaud Miller (NC) Watt Miller, George Waxman Weiner Welch (VT) Mollohan Moore (KS) Moore (WI) Wexler Moran (VA) Wilson (OH) Murphy (CT) Woolsey Murphy, Patrick Wu Murtha Wynn Yarmuth Nadler

NAYS-202

Bono Boozman Boustany Brady (TX) Broun (GA) Brown (SC) Brown-Waite. Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter

Castle Chabot Coble Cole (OK) Conaway Crenshaw Culberson Davis (KY) Davis, David Davis, Tom Deal (GA) Dent Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Ehlers

Emerson Lampson English (PA) Latham Everett LaTourette Fallin Lewis (CA) Feeney Lewis (KY) Ferguson Linder LoBiondo Flake Forbes Lucas Fortenberry Lungren, Daniel Fossella. E. Mack Foxx Franks (AZ) Manzullo Frelinghuysen Marchant McCarthy (CA) Gallegly Garrett (NJ) McCaul (TX) Gerlach McCotter Gilchrest McCrery Gillmor McHenry Gingrey McHugh Gohmert McKeon Goode McMorris Goodlatte Rodgers Granger McNerney Graves Mica. Miller (FL) Hall (TX) Hastert Miller (MI) Hastings (WA) Miller, Garv Mitchell Hayes Moran (KS) Heller Hensarling Murphy, Tim Herger Musgrave Hobson Myrick Neugebauer Hoekstra Hulshof Nunes Inglis (SC) Paul Pearce Issa Jindal Pence Johnson (IL) Peterson (PA) Johnson, Sam Petri Jones (NC) Pickering Jordan Pitts Platts Keller King (IA) King (NY) Porter Price (GA) Kingston Pryce (OH) Kirk Kline (MN) Putnam Radanovich Knollenberg Kuhl (NY) Ramstad Lamborn Regula

Renzi Reynolds Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam Rovce Ryan (WI) Sali Saxton Schmidt Sensenbrenner Sessions Shadegg Shavs Shimkus Shuster Simpson Sires Smith (NE) Smith (NJ) Smith (TX) Souder Stearns Sullivan Tancredo Terry Thornberry Tiahrt Tiberi Turner Upton Walberg Walden (OR) Walsh (NY) Wamp Weldon (FL) Weller Westmoreland Whitfield Wicker Wilson (NM) Wilson (SC) Wolf Young (FL)

NOT VOTING-8

 $\begin{array}{lll} {\rm Clarke} & {\rm Hunter} & {\rm Waters} \\ {\rm Cubin} & {\rm LaHood} & {\rm Young} \; ({\rm AK}) \\ {\rm Davis, \; Jo \; Ann} & {\rm Rogers} \; ({\rm AL}) \end{array}$

□ 1937

Mr. SESSIONS changed his vote from "yea" to "nay."

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal.

The question is on the Speaker's approval of the Journal.

Pursuant to clause 1, rule I, the Journal stands approved.

COMMUNICATION FROM CONGRESSIONAL AIDE OF THE HON. MARK UDALL, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from John Bristol, Congressional Aide, Office of the Honorable MARK UDALL, Member of Congress: